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# GOVERNMENT GAZETTE

## BOLETIM OFICIAL

## GOVERNMENT OF INDIA

MINISTRY OF HEALTH AND FAMILY PLANNING,  
WORKS, HOUSING AND URBAN DEVELOPMENT

(Department of Health)

New Delhi, dated 17th June, 1969

## Notification

F.1-10/68-D

In exercise of the powers conferred by Sections 12 and 33 of the Drugs and Cosmetics Act, 1940 (23 of 1940), the Central Government, after consultation with the Drugs Technical Advisory Board, hereby makes the following rules further to amend the Drugs and Cosmetics Rules, 1945, the same having been previously published as required by the said sections, namely:—

1. (i) These rules may be called the Drugs and Cosmetics (Second Amendment) Rules, 1969.

(ii) They shall come into force on the date of their publication in the Official Gazette.

2. In the Drugs and Cosmetics Rules, 1945:—

(i) in rule 85, for sub-rule (2), the following clause shall be substituted, namely:—

“(2) A licensee whose licence has been suspended or cancelled may appeal to the State Government within three months of the date of the order”.

(ii) in rule 93, for sub-rule (2), the following clause shall be substituted, namely:—

“(2) A licensee whose licence has been suspended or cancelled may appeal to the State Government within three months of the date of the order”.

Sd/-

L. K. MURTHY  
Under Secretary.

GOVERNMENT OF GOA, DAMAN  
AND DIU

Special Department

## Notification

OSD/RRVS/31/66

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government, Medical College (non-ministerial, non-gazetted posts) Recruitment Rules, 1966 issued under Notification dated 6th August, 1966 and published in Government Gazette, Series I, No. 23 dated 8th September, 1966, namely:—

1. *Short Title and Commencement.*— (i) These rules may be called Goa Government, Medical College (non-ministerial, non-gazetted posts) Recruitment (Second Amendment) Rules, 1969.

(ii) They shall come into force at once.

2. In the Schedule attached to the said Notification,

(A) Against the post of Technician appearing at Serial No. 5:

(i) For the existing entry in column 8 substitute:—

“Not Applicable”.

(ii) For the existing entry in column 11 substitute:—

“Laboratory Assistants and Media Makers having S.S.C.E. or equivalent qualification with 3 years practical experience in the Department”.

(B) Against the post of Supervisor appearing at Serial No. 28, for the existing entry in column 7 substitute:—

“Diploma in Electrical Engineering from a recognised Institution”.

- (C) Against the post of Junior Engineer appearing at Serial No. 37, for the existing entry in column 7 substitute: —

*“Essential:*

Degree or Diploma in Electrical Engineering.

*Desirable:*

Practical experience in the line”.

*T. Kipgen*

Chief Secretary

Panaji, 7th August, 1969.

16th Sravana, 1891.

**Notification**

OSD/RRVS/20/66

In exercise of the powers conferred by the proviso to Article 309 of the Constitution read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules so as to amend the Goa Government (Mamlatdars and Block Development Officers) gazetted posts Recruitment Rules, 1966, issued under Notification dated 5th December, 1966 and published in Government Gazette Series I, No. 40 dated 5th January, 1967 namely: —

1. *Short Title and Commencement.* — (i) These rules may be called the Goa Government (Mamlatdars and Block Development Officers) gazetted posts Recruitment (Third Amendment) Rules, 1966.

(ii) They shall come into force at once.

2. In the Schedule attached to the said Notification, against the post at Serial No. 1 for the existing entry in column 11 substitute: —

*“Promotion:*

(i) Head Clerks (ii) Inspectors (Revenue) (iii) Aval-Karkuns (iv) Extension Officers (except of Rural Engineering and Animal Husbandry) in the Community Development Blocks.

(With 5 years service in the respective grades rendered after appointment thereto on a regular basis).

*Transfer on deputation:*

Suitable Officers holding analogous posts under the Central/State Governments/Union territories.

(Period of deputation ordinarily not exceeding 3 years).

*T. Kipgen*

Chief Secretary

Panaji, 8th August, 1969.

17th Sravana, 1891.

**Notification**

OSD/RRVS/21/67

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated the 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules relating to the recruitment to the non-ministerial, non-gazetted posts in the Office of the Chief Electrical Engineer under the Government of Goa, Daman and Diu.

1. **Short title.** — These rules may be called Goa Government, Office of the Chief Electrical Engineer (non-ministerial, non-gazetted posts) Recruitment Rules 1969.

2. **Application.** — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.** — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.** — The method of recruitment of the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

(a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time; and

(b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date. An appointment made prior to this date through a duly constituted Staff Selection Board/Departmental Promotion Committee will be deemed to be a regular appointment, notwithstanding any provisions contained in these rules, and the probation period in that case will extend to six months only from the date of this notification.

*T. Kipgen*

Chief Secretary

Panaji, 7th August, 1969.

16th Sravana, 1891.

**SCHEDULE**

Name of the post	No. of posts	Classification	Scale of Pay	Whether Selection Post or non-Selection Post	Age for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for the direct recruitments will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer to be made	If a D.P.C. exists, what is its composition	Circumstances in which U. P. S. C. is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Bill Collector	22	Class III (Non-ministerial, non-gazetted)	Rs. 110-3-131-4-155-EB-4-175-5-180.	Selection	Below 25 years	Matriculation or equivalent qualification until replaced by higher secondary.	Age. No. Qualifications: Yes	Two years	75% Direct recruitment and 25% by promotion falling which by direct recruitment.	Promotion: Meter Reader, Daftary, Peons with 3 years service in the grade.	Class III D.P.C.	As required under the rules.
2. Telephone Operator (Complaint Attendant)	12	Do	Do	Do	Do	Do	Do	Do	Do	Promotion: Daftary, Peons with 3 years' service in the grade.	Do	Do
3. Meter Tester (Grade-I)	1	Do	Rs. 125-3-131-4-165-EB-4-175-5-180.	Non Selection	Do	8th Class English or equivalent. Certificate Course in Electrical Engineering or equivalent. Two years experience in testing of Meters.	No.	Do	By promotion falling which by direct recruitment.	Promotion: Meter Tester with 3 years' service in the grade.	Do	Do
4. Cable Joiner (Grade II)	1	Do	Rs. 110-3-131	Selection	Do	2nd Class Wireman Certificate. Two years' experience in cable jointing.	No.	Do	Do	Promotion: Assistant Lineman / Wireman with 2 years' service in the grade.	Do	Do
5. Junior Engineer Electrical	38	Do	Rs. 210-10-290-15-320-EB-15-425. Initial pay of Rs. 250/- plus special pay of Rs. 30/- for degree holders.	Do	Below 30 years	Degree or Diploma in Electrical or Mechanical Engineering.	Age. No. Qualifications: Diploma in Mech. or Elect. Engineering or possessing S. S. C. E. & supervisors Examination of the Govt. Licensing Board or 3½ yrs. Industrial Course in Electrical.	Do	25% direct recruitment and 75% promotion, falling which by direct recruitment.	Promotion: Section Officer, foreman, with two years' standing in the grade.	Do	Do

1	2	3	4	5	6	7	8	9	10	11	12	13
6. Section Officer	24	Class III (Non-ministerial, non-gazetted)	Rs. 180-10-290-EB-15-380.	Selection	Below 30 years (Relaxable for Govt. servants)	Diploma in Electrical Engineering or S.S.C. and passing of Electrical Supervisors Examination of the Govt. Licensing Board or 3½ years Industrial Course in Electrical.	Not Applicable	Two years	By direct recruitment.	Not applicable.	Not applicable	As required under the rules.
7. Switch Board Operator.	32	Do	Rs. 85-2-95-3-110-EB-3-128.	Do	Below 25 years	1) 8th Class of English or equivalent. 2) 2 years experience as a switch board operator.  <i>Desirable:</i> Wireman's Examination Certificate.	Age. No. Qualifications: Yes	Do	50% Direct recruitment and 50% Promotion failing which by direct recruitment.	<i>Promotion:</i> Line helpers with three years standing in the grade. Knowledge of Switch Board Operating is necessary.	Class III D.P.C.	Do
8. Electrician	3	Do	Rs. 150-5-175-6-205.	Do	Do	Certificate Course in Electrical Engineering or Certificate of Electrician issued by the Licensing Board. Three years professional experience is necessary.	Not Applicable	Do	By promotion failing which by direct recruitment.	<i>Promotion:</i> Lineman/Wireman, senior scale with 3 years service in the grades.	Do	Do
9. Cable Jointer (Grade I)	1	Do	Rs. 125-3-131-4-155.	Non Selection	Do	Certificate Course in Electrical Engineering or equivalent.  <i>Desirable:</i> Two years' experience in cable jointing.	Do	Do	By promotion failing which by direct recruitment.	<i>Promotion:</i> Cable Jointer (Grade II) with 2 years service in the grade.	Do	Do
10. Lineman/Wireman (Jr. Scale)	41	Do	Rs. 110-3-131	Selection	Do	Certificate Course in Electrical Engineering or equivalent.	Do	Do	25% Direct recruitment and 75% Promotion, failing which by direct recruitment.	<i>Promotion:</i> Assistant Lineman / Wireman with 2 years' standing in the grade.	Do	Do
11. Blue Printer	1	Class IV	Rs. 80-1-85-2-95-EB-3-110.	Do	Do	8th Standard of English or equivalent. Knowledge of Blue printing.	Do	Do	Promotion failing which by direct recruitment.	<i>Promotion:</i> Peons with 3 years' experience of operating the machine.	Class IV D.P.C.	Do
12. Gardener	4	Do	Rs. 70-1-80-EB-1-85.	Do	Below 30 years	Knowledge of Gardening.	Do	Do	By direct recruitment.	Not applicable.	Not applicable	Do

**Notification**

OSD/RRVS/39/67

Read: Notification dated 4-7-67 published in Government Gazette No. 16, Series I, dated 20-7-1967.

The following Notification of the Government of India, Ministry of Home Affairs, is republished for information and guidance.

*D. V. Sawant*, Under Secretary (Appointments).

Panaji, 7th August, 1969.

16th Sravana, 1891.

**GOVERNMENT OF INDIA****MINISTRY OF HOME AFFAIRS**

*New Delhi-1, the 14th July, 1969*  
*23 Asadha, 1891*

**Notification**

G. S. R. In exercise of the powers conferred by the proviso to Article 309 of the Constitution and all other powers enabling him in this behalf, the President hereby makes the following rules further to amend the Goa, Daman and Diu Civil Service Rules, 1967 namely :—

1. (1) These rules may be called the Goa, Daman and Diu Civil Service (Amendment) Rules, 1969.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Goa, Daman and Diu, Civil Service Rules, 1967, in rule 29, for sub-rule (2), the following sub-rule shall be substituted, namely:—

“(2) A person recruited on the result of competitive examination shall, on appointment to the Service, draw pay at the minimum of the time-scale,

Provided that if he held a permanent post, other than a tenure post in a substantive capacity prior to his appointment to the Service, his pay during the period of his probation in service shall be regulated under the provisions of sub-rule (1) of rule 22B of the Fundamental Rules. The pay and increments in the case of other persons appointed to the Service shall be regulated in accordance with Fundamental Rules”.

[F.2(83)/69-GP]

Sd/-

**R. C. GUPTA**

Under Secretary to the Government of India.

**Notification**

OSD/RRVS/42/67

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to delete the following Notifications along with the

Schedules issuing rules for the Class II Gazetted posts in the Directorate of Animal Husbandry and Veterinary Services under the Government of Goa, Daman and Diu:—

1. Notification dated 30th January, 1967 published in Government Gazette Series I, No. 48 dated 2nd March, 1967.
2. Notification dated 20th July, 1967, published in Government Gazette Series I, No. 19 dated 10th August, 1967.

*T. Kipgen*

Chief Secretary

Panaji, 8th August, 1969.

17th Sravana, 1891.

**Notification**

OSD/RRVS/21/66

In exercise of the powers conferred by the proviso to Article 309 of the Constitution read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 23rd July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government, Department of Chief Electrical Engineer (non-ministerial, non-gazetted posts) Recruitment Rules, 1966 issued under Notification dated 10th June, 1966 and published in Government Gazette Series I, No. 17 dated 28th July, 1966, namely:—

1. *Short title and Commencement.*— (i) These rules may be called Goa Government, Department of Chief Electrical Engineer (non-ministerial, non-gazetted posts) Recruitment (First Amendment) Rules, 1969.

(ii) They shall come into force at once.

2. In the Schedule attached to the said Notification:—

(a) The existing entries at Serial Nos. 4, 6, 11, 12 and 15 may be treated as deleted.

(b) Against the post of Assistant Linemen/Assistant Wiremen appearing at Serial No. 20;

(i) For the existing entry in column 2 substitute:  
“80”

(ii) For the existing entry in column 10 substitute:

“75% by promotion failing which by direct recruitment, 25% by direct recruitment”.

(iii) For the existing entry in column 11 substitute:

“Promotion: Line Helper with 2 years service in the grade”.

(iv) For the existing entry in column 12 substitute:

“Class IV D. P. C.”.

(c) Against the post of Senior Linemen/Senior Wireman appearing at Serial No. 21;

(i) For the existing entry in column 2 substitute:  
“11”

- (ii) For the existing entry in column 4 substitute:  
"Rs. 125-3-131-4-155"
  - (iii) For the existing entry in column 5 substitute:  
"Selection"
  - (iv) For the existing entry in column 10 substitute:  
"Promotion failing which by direct recruitment"
  - (v) For the existing entry in column 11 substitute:  
"Promotion: From amongst Lineman and Wireman Junior with 3 years service in the grades".
- (d) Against the post of Line Inspector appearing at Serial No. 22.
- (i) For the existing entry in column 2 substitute:  
"6"
  - (ii) For the existing entry in column 5 substitute:  
"Non-selection"
  - (iii) For the existing entry in column 10 substitute:  
"Promotion failing which by direct recruitment"
  - (iv) For the existing entry in column 11 substitute:  
"Promotion: Senior Lineman/Senior Wireman with 3 years service in the grade".
- (e) Against the post of Foreman (Construction) appearing at Serial No. 23;
- (i) For the existing entry in column 2 substitute:  
"5"
  - (ii) For the existing entry in column 5 substitute:  
"Non-selection"
  - (iii) For the existing entry in column 7 para (1) substitute:  
"1) Certificate in Electrical Engineering from a recognised Technical Institute"
  - (iv) For the existing entry in column 10 substitute:  
"Promotion failing which by direct recruitment"
  - (v) For the existing entry in column 11 substitute:  
"Promotion: Line Inspectors with 3 years service in the grade".

*T. Kipgen*

Chief Secretary

## Home Department 'A'

### Notification

HD-76-15088/67-A

Notification No. 38(21)/68-LI(I) dated 29th July, 1969 from the Government of India, Ministry of Industrial Development, Internal Trade and Company Affairs (Deptt. of Industrial Development) New Delhi, is hereby republished in Government Gazette for information of general public.

*S. B. Deshpande*, Under Secretary, Home Department.

Panaji, 7th August, 1969.

16 Srva, 1891.

No. 38(21)/68-LI(I). In exercise of the powers conferred by sub-section (2) of section 5 of the Laccadive, Minicoy and Amindivi Islands (Laws) Regulation, 1965 (8 of 1965), the Central Government hereby directs that the Explosives Rules 1940, the Gas Cylinders Rules 1940, and the notifications, orders, regulations or bye-laws made or issued by that Government under the Indian Explosives Act, 1884 (4 of 1884) shall extend to, and come into force in, the Union Territory of the Laccadive, Minicoy and Amindivi Islands with immediate effect.

A. P. SARWAN

Deputy Secretary to the Government of India.

## Law and Judicial Department

### Notification

JCC/J-37/69-70(d)

In exercise of the powers conferred by sub-section (1) of section 20 of Goa, Daman and Diu (Judicial Commissioner's Court) Regulation, 1963 read with section 3 of the Goa, Daman and Diu Judicial Commissioner's Court (Declaration as High Court) Act, 1964 and in supersession of the earlier rules, I, V. S. Jetley, Judicial Commissioner, Goa, Daman and Diu hereby make the following rules namely:—

1. **Short title and commencement.**— (1) These rules may be called the Goa, Daman and Diu Judicial Commissioner's Court (Procedure after presentation, removal of office objection, etc.) Rules, 1969.

(2) They shall come into force at once.

2. **Cancellation of stamps.**— The stamps on all appeals, applications and other documents presented in the Office shall be cancelled on the day of presentation or within a reasonable time from the date of presentation, but invariably before the document is filed or registered.

3. **When enquiry need not be made regarding difference in Court fee paid.**— When the Court fee paid on an appeal is found to correspond with the court fee paid and accepted in the Court below, no further

enquiry need be made, unless from the papers filed with the appeal, it appears that the court fee has been assessed on a mistaken principle, and that a different stamp is required on the appeal.

**4. Procedure for examination or proceedings by Office before Registration.** — (i) Every civil appeal or application or memorandum of cross-objections filed in any appeal shall be examined by the Office as soon as possible after it is filed and the examination shall be completed within ten days from the date of filing, provided that, in respect of the matters filed on the re-opening day of the Court after vacation, the examination may be completed within twenty-one days of the date of filing.

(ii) When the Office finds that such appeal or application or memorandum of cross-objections is incomplete or that there are other objections to the registration of the same, the Office shall, as soon as the examination is complete, make on the presentation form thereof, a memorandum of all such objections and shall also prepare a duplicate of the said presentation form together with the memorandum of the said objections made thereon. Where the objection relates to the valuation of the claim in any memorandum of appeal or cross-objections or in any application, or to the court fee to be paid on such memorandum of appeal or cross-objections or application or on any copy of document required to be filed therewith, the office shall state what in its opinion is the correct valuation and what is the correct amount of court fee payable.

(iii) (a) As soon as the examination of an appeal, application or memorandum of cross objections is over and the duplicate of the memorandum of objections is got ready as required under sub-rule (ii) of this Rule, the office shall put up on the Notice Board under the signature of the Assistant Registrar a list of all such cases showing respectively stamp Nos. or the Register Nos. (as the case may be) of the cases, the Talukas from which they arise and the names of the Advocates, if any, who have filed them, notifying that the duplicates of the memorandum of objections in the matters included in the list have been kept ready in the office and requesting the parties or the advocates (as the case may be) to receive the said duplicates from the office and to remove the objections within 14 days from the date of the publication of the list on the Notice Board. An entry of the date of the notification as above shall be made on the presentation form of the appeal, application or the memorandum of cross-objections. A copy of the said list shall be supplied to the Advocates' Association for their use. The party or the Advocate shall receive the duplicate of the memorandum of objections from the office after acknowledging the receipt of the same and shall remove all office objections noted in the duplicate of the memorandum of objections within 14 days from the date of publication on the Notice Board of the list referred to above. The party or the Advocate shall be deemed to have been served with the notice of office objections from the date on which the list is put up on the Notice Board.

(b) In cases where a party appears in person, such party shall at the time of presenting the appeal, application or memorandum of cross-objections, give an undertaking in writing that he will attend the office on a particular day stated by the office for the purpose of receiving the duplicate of the

memorandum of objection and upon his giving such undertaking the office shall keep the duplicate of the memorandum of objections ready on the day stated in the written undertaking. If the party attends on the said day, the duplicate of the memorandum of objections shall be delivered to him under acknowledgement of the receipt thereof and the party shall remove all the office objections within 14 days from the date of the receipt of the duplicate of the memorandum of objections. If he fails to attend on the said day the procedure laid down in clause (a) of this sub-rule shall apply to such matter and shall be followed.

(iv) The Registrar may grant extension of time for, or excuse delay in, removing the office objections, provided the period of extension granted or delay excused shall not, save as provided in sub-rule (v), exceed one month from the date of the publication of the list on the Notice Board under sub-rule (iii) or one month from the last day allowed for filling the appeal or application or cross-objections, whichever is greater.

(v) If objections are not removed within the time prescribed in sub-rule (iv) above, the matter shall forthwith be placed before the Registrar who shall not excuse the delay in such cases unless a stamped application is made for excuse of the delay. If no such application is made when the matter comes up before the Registrar or within such further time as the Registrar may grant, not exceeding four weeks from the date of the expiry of the time laid down under sub-rule (iv) above, the Registrar shall pass an order refusing to register the matter.

**5. Registrar's powers to excuse delay where last day for removal of office objection falls during vacation.** — Notwithstanding what is contained in the foregoing Rule when the last day for removing office objection under sub-rule (iv) of Rule 4 above falls during a vacation the Registrar may excuse the delay in removing the said objection without requiring a stamped application, provided the objection is removed on or before the re-opening day after the vacation.

**6. Office objection regarding filing of decree or order for valid presentation.** — The office shall note in particular whether a copy of the decree or order against which an appeal or application is filed and which is necessary to be filed for a valid presentation of the appeal or application, is filed within the period of limitation prescribed for such an appeal or application.

Notwithstanding anything prescribed in these Rules, if the office finds that such a copy is not filed within the period of limitation prescribed for an appeal or application, the office shall make a note of objection that such an appeal or application is beyond time and serve the notice thereof in the manner prescribed in rule 4 above. Such objection shall be dealt with in the manner prescribed in rule 7 below.

[Note: — (i) Attention is invited to sub-section (2) of section 12 of the Limitation Act, 1963 which provides that in computing the period of limitation for an appeal or an application for leave to appeal or for revision of a judgment, the day on which the judgment complained of was pronounced and the time requisite for obtaining a copy of the decree,



sentence or order appealed from or sought to be revised or reviewed shall be excluded.

(ii) Attention is also invited to the Explanation added at the bottom of section 12 of the Limitation Act, 1963, which provides that in computing the time requisite for obtaining the copy of a decree or an order, any time taken by the Court to prepare the decree or order before an application for copy thereof is made shall not be excluded].

**7. Procedure in regard to office objection as to limitation.** — (i) If objection is raised by the Office to the registration of an appeal or application or memorandum of cross-objections on the ground of its being beyond time, an application for excusing the delay in filing the same shall be made within 14 days from the date of the publication of the list on the Notice Board under sub-rule (iii) of Rule 4, failing which the Office shall immediately place the matter on the Registrar's Board for orders.

(ii) If the Registrar upholds the objection of the Office, the party or the Advocate shall make an application for excusing the delay within seven days from the date of the order of the Registrar, unless the party or the Advocate files a note, before the expiry of the said seven days, requiring the matter to be placed before the Court for revision of the Registrar's order.

(iii) When the party or the Advocate files such a note, the matter shall, without any delay, be placed before the Court for revision of the Registrar's order and if the Court upholds the Registrar's decision, the application for excusing the delay shall be made within seven days from the date of the order of the Court.

(iv) Notwithstanding that the objection as to delay in filing a matter has not been finally decided, the party or the Advocate shall be required to remove all other objections within the time specified in sub-rule (iii) of rule 4.

(v) If no application for excuse of delay or no note for revision of the Registrar's order is filed within 7 days from the date of the Registrar's order under sub-rule (ii) or if no such application is filed within 7 days from the date of the order of the Court under sub-rule (iii), the matter shall, without any delay, be placed for orders before the Registrar and the Registrar shall pass orders refusing to register the matter.

**8. Office objection regarding valuation and deficiency of Court fee paid and where Advocate disputes it.** — (i) Where notice has been given under sub-rule (iii) of rule 4 of the deficiency of Court fee for valuation on any memorandum of appeal or cross-objections or on any application or on any copy of document required to be filed with the memorandum of appeal or cross-objections or with the application, the party or the Advocate shall, unless he accepts the correctness of the office objection, state in writing endorsed on the original presentation form within 14 days from the date of the publication of the list on the Notice Board under sub-rule (iii) of Rule 4, that he disputes the same.

(ii) If the endorsement of the dispute is not made within the time specified in sub-rule (i), the office objection relating to valuation and court fee shall be deemed to have been accepted by the party or Advocate concerned, unless the Court on a regular appli-

cation duly stamped and made within seven days from the expiry of the period prescribed in sub-rule (i) excuses delay and grants leave to dispute the said office objection.

**9. If no dispute, payment of deficient Court fee.** — If the party or the Advocate accepts or does not dispute the correctness of the office objections regarding court Fee and Valuation, he shall remove the same within the time specified in Rule 4 (iv) failing which the matter shall be placed for orders before the Registrar and the Registrar shall pass orders refusing to register the matter.

**10. Dispute regarding deficiency of Court fee to be referred to the Taxing Officer.** — (i) If the party or Advocate makes an endorsement as prescribed in rule 8(i) or if granted leave by the Court under rule 8(i) to dispute the correctness of the Office objection, the dispute shall be referred to the Taxing Officer for his decision, provided that the party or the Advocate shall remove all other objections except that relating to the Court fee and valuation within the time specified in rule 4.

(ii) When a matter has been referred to the Taxing Officer under sub-rule (i) above and he decides that there is a deficiency in the Court fee paid or defect in the valuation stated, the party or his Advocate shall, if the decision is not disputed, pay the deficit court fee or rectify the valuation according to the decision of the Taxing Officer within 14 days from the date on which the said decision is communicated to such a party or Advocate, failing which the matter shall be placed for orders before the Registrar and the Registrar shall pass orders refusing to register the matter.

(iii) When a party or an Advocate disputes, and intends to apply in Revision against, the decision of the Taxing Officer, he shall, within 14 days from the date of the communication of the said decision of the Taxing Officer, state in writing that he is filing an application for revision thereof. If no such writing is given within the said period of 14 days, it shall be deemed that the decision of the Taxing Officer is accepted and the matter shall be dealt with accordingly.

(iv) When an application for revision of the Taxing Officer's decision has been made, the deficit court fee, if any, payable under the orders of the Judge deciding the said application shall be paid within 14 days from the date of the order or such time as the Judge may allow failing which the matters shall be placed for orders before the Registrar and the Registrar shall pass orders refusing to register the matter.

**11. Procedure for revising Registrar's Order refusing registration.** — Notwithstanding anything contained in Rule 7 of Rules relating to powers of the Registrar, the Registrar's order refusing to register a matter passed under Rules, 4, 7, 9 and 10 above shall be revisable only on a stamped application, and such application shall be filed within 7 days from the date of the order of the Registrar complained of, provided that the Court may for good cause shown excuse the delay in making such application. Such application shall be supported by an affidavit explaining the circumstances under which the objections could not be removed within the time allowed, provided



also that the Court may, if otherwise satisfied, dispense with the filing of the affidavit.

**12. Refund of excess or exempted court fee.** — (i) If after assessing the Court fee payable in accordance with the preceding rules or in accordance with the requirements of the Court-fees Act in force for the time being it appears that stamp of a greater value than is required has been affixed to the appeal, memorandum of cross-objections or application, a refund certificate for the excess shall, after obtaining the order of the Taxing Officer be granted to the party or the Advocate concerned before admitting the matter to the appropriate register.

(ii) If as a result of one kind of proceeding being converted into another under the order or with the permission of the Court, a lower court fee becomes payable on the converted proceeding, a refund certificate for the amount of difference in the amount of court fee paid on the original proceeding and that payable on the converted proceeding shall, after obtaining the order of the Taxing Officer, be granted to the party or the Advocate concerned before admitting the converted matter to the appropriate register.

(iii) If it is found that in any case a party, entitled to any statutory exemption in respect of court fee has paid any court fee, which the party was exempted from paying, a refund certificate for the amount of court fee covered by the exemption shall, after obtaining the order of the Taxing Officer be granted to the party or the Advocate concerned before admitting the matter to the appropriate register.

Provided that (a) no such certificate shall be granted under sub-rules (i) and (ii) of this rule for any sum less than rupees three in any one case, and provided further that (b) the Registrar, on a note being presented to him by the party or the Advocate concerned in this behalf, shall have the power to issue the necessary refund certificate in cases falling under any of the sub-rules, of this rule notwithstanding that the matter has been admitted to the register before granting the refund certificate required.

(iv) Whenever a refund certificate is granted in respect of the whole or a part of any court fee, a statement of the amount refunded shall be endorsed under the signature of the Registrar on the document to which such stamp is affixed.

**13. Delay of more than ten days in obtaining copies to be explained.** — If in any case the time shown by the endorsement to have been occupied in obtaining a copy of a decree, judgment or order be found to be greater than ten days, an explanation of the delay should be obtained from the lower Court and the Registrar should submit the same, if he considers it necessary, to the Honourable the Judicial Commissioner.

**14. Registers for classes of proceedings.** — The Office shall maintain a separate register for each of the following classes of proceedings for each calendar year: —

1. First Appeals.
2. Second Appeals.
3. Appeals from Orders.
4. Civil Revision Applications.
5. Special Civil Applications under Articles 226 and 227 of the Constitution.

6. Civil Applications for interlocutory orders.
7. Miscellaneous Civil Applications.
8. Civil References.
9. Proceedings under the Companies Act.
10. Register of Cases not Prosecuted.
11. Register of Transferred Suits.

**15. Registration of proceedings.** — When all office objections are removed, orders shall be taken from the Assistant Registrar for admission of the matter to the file after which the matter shall be immediately entered in the appropriate register. Such matters shall be entered in the register and shall be numbered in accordance with the serial number of sequence of the entries in the register.

**16. Registration of Appeals under Special Acts.** — Appeals presented under Special Acts, shall be registered in the ordinary ways as first or Second Appeals, as the case may be.

**17. Registration of certain proceedings before removal of office objections.** — Notwithstanding anything contained in these rules any matter which a party or an Advocate requires to be placed before the Court before removal of the objections shall be registered subject to office objections and may be placed before the Court provided the party, where he appears in person, and in other cases the Advocate undertakes in writing personally to remove the Office Objections. If any such matter placed before the Court is admitted, the Office shall specify all the objections within 7 days from the date of the order of the Court admitting the matter and the party or the Advocate, as the case may be, shall remove all Office objections within 14 days from the date of the Court's order admitting the matter, failing which the matter shall be placed before the Court which may dismiss it for want of prosecution:

Provided that where such matter is dismissed summarily all office objections excepting the one relating to Court fees and objections on which the objection relating to Court Fees is based shall be waived.

**18. Return of papers where registration refused.** — Whenever registration of any appeal, memorandum of cross-objections or application is, for any reason, refused by the Registrar, the papers shall be returned to the party or his Advocate who presents them.

**19.** The powers conferred and the duties imposed upon the Registrar under the above Rules shall, in his absence, be exercised or performed, as the case may be, by a Judicial Officer empowered in this behalf by a special or general order passed by the Honourable the Judicial Commissioner.

V. S. Jetley, Judicial Commissioner.

Panaji, 18th July, 1969.

Labour and Information Department

## ORDER

LC/24-B/Not-M/69/711

The following Notification from the Government of India, Ministry of Industrial Development, I. T.

and Company Affairs (Deptt. of Industrial Development), Central Boilers Board, New Delhi, is hereby republished for information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. R. Vaze, Under Secretary, Industries and Labour Department.

Panaji, 7th August, 1969.

BL-3-(5)/67-EEI

*Dated, the 26th April, 1969*

The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923) is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 31st July, 1969.

Any objections or suggestions which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Industrial Development, Internal Trade and Company Affairs (Department of Industrial Development), Udyog Bhavan, New Delhi.

#### DRAFT REGULATIONS

1. These regulations may be called the Indian Boiler (Amendment) Regulations, 1969.
2. In the Indian Boiler Regulations, 1950, in the list of «Well-known Steel Makers» in Appendix G, the following shall be added at the end, namely:—

“Sandvikens Jernverks AB,  
Sandviken,  
Sweden.”

Sd/-

P. J. MENON

Secretary, Central Boilers Board.